

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

August 22, 2008

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

PSF No.: 080d-131

OAHU

Cancellation of Governor's Executive Orders No. 535 & 1429 and Reset Aside to Department of Accounting and General Services for Washington Place Purposes; Amend Prior Board Action of December 10, 1999, Item D-19, Addition to Washington Place; Honolulu, Oahu; TMK (1) 2-1-018:001

BACKGROUND:

On May 8, 1998, under agenda item D-16, the Board authorized setting aside the existing Department of Health office (Kinau Hale site) to the Department of Accounting and General Services (DAGS) for government buildings and facilities purposes. Staff is working with the Department of the Attorney General to finalize the documentation for Kinau Hale site set aside.

During the process of the above request, a portion of the fence and wall belongs to the adjacent Washington Place was found unencumbered. A map at Exhibit A depicts the original EO area under GEOs 535 & 1429 and the additional area. On December 10, 1999, agenda item D-19 (Exhibit B), the Board authorized setting aside the additional area to DAGS as an addition to Washington Place. Pursuant to the subdivision approval in 2000, the additional area has been consolidated into the boundary of Washington Place.

After discussing with DAGS Survey Division, staff recommends the Board replaced the previous action in 1999 (i.e. addition) with an authorization to cancel both GEOs 535 & 1429, and re-set aside the lands thereof together with the additional land, with a total of 3.112 acres on Exhibit A to DAGS for Washington Place Purposes.


RECOMMENDATION: That the Board amend its prior action of December 10, 1999, item D-19 by replacing Recommendation 2 with the following:

- "2. Approve of and recommend to the Governor issuance of executive orders canceling Governor's Executive Orders No. 535 & 1429 and subject to the following:

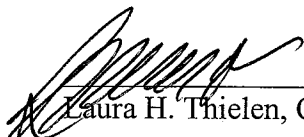

August 22, 2008

- A. The standard terms and conditions of the most current executive order form, as may be amended from time to time;
 - B. Disapproval by the Legislature by two-thirds vote of either the House of Representatives or the Senate or by a majority vote by both in any regular or special session next following the date of the setting aside;
 - C. Review and approval by the Department of the Attorney General; and
 - D. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.
3. Approve of and recommend to the Governor the issuance of an executive order setting aside the subject lands to the Department of Accounting and General Services under the terms and conditions cited above, which are by this reference incorporated herein and subject further to the following:
- A. The standard terms and conditions of the most current executive order form, as may be amended from time to time;
 - B. Disapproval by the Legislature by two-thirds vote of either the House of Representatives or the Senate or by a majority vote by both in any regular or special session next following the date of the setting aside;
 - C. Review and approval by the Department of the Attorney General; and
 - D. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State."

Respectfully Submitted,


Barry Cheung
District Land Agent

APPROVED FOR SUBMITTAL:


Laura H. Thielen, Chairperson 

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

December 10, 1999

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

Oahu

Amendment to Prior Board Action for Issuance of a Governor's Executive Order to Cancel Governor's Executive Order No. 1432 and Re-set Aside Along with Additional Unencumbered Land to the Department of Accounting and General Services, for Government Buildings and Facilities and Addition to Washington Place at Honolulu, Oahu, Tax Map Key: 2-1-18:46 & 47

The Land Board at its meeting on May 8, 1998, agenda Item D-16, authorized the cancellation and reset aside of the subject area. The Department of Accounting and General Services requested for the set aside for a portion of the State Capitol Site. DAGS has future plans to extend the Capitol Memorial Mall mauka along the old Miller Street to Punchbowl Street and construction of a new State Capitol Annex Building and parking structure on the Kinau Hale site.

In their letter dated February 23, 1999 the Survey Division, Department of Accounting and General Services, informed our office that subdivision approval was granted by the City and County of Honolulu however, inadvertently, a fence and wall encroachment between Miller Street and Washington Place was overlooked when setting the subdivision boundary, therefore a re-subdivision and consolidation of Lot 2 needs to be processed to resolve this situation.

In addition the fence and wall encroachment area needs to be set aside as an addition to Washington Place in order to revise the boundary for Washington Place.

RECOMMENDATION: That the Board:

1. Amend its prior board action of May 8, 1998, Item D-16 by authorizing the Department of Accounting and General Services, Survey Division to process the resubdivision and consolidation of Lot 2.
2. Issuance of a Governor's Executive for set aside to the Department of Accounting General as a Addition to Washington Place subject to the following:
 - A. The standard terms and conditions of the most current executive order form, as may be amended from time to time;

ITEM D-19

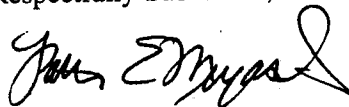
APPROVED BY THE BOARD OF
LAND AND NATURAL RESOURCES
AT ITS MEETING HELD ON

DEC. 10 1999

EXHIBIT "B"

- B. Disapproval by the Legislature by two-thirds vote of either the House of Representatives or the Senate or by a majority vote by both in any regular or special session next following the date of the setting aside;
- C. Review and approval by the Department of the Attorney General; and
- D. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State.

Respectfully Submitted,



Patti E. Miyashiro
Land Agent

APPROVED FOR SUBMITTAL:



TIMOTHY E. JOHNS, Chairperson